

FULBRIGHT & JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP
600 CONGRESS AVENUE, SUITE 2400
AUSTIN, TEXAS 78701-3271
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FACSIMILE TRANSMISSION**DATE:** March 24, 2005**MATTER NUMBER:**10211146 /
UTSD:1276USC1

| RECIPIENT(S): | FAX NO.: | PHONE NO.: |
|---|----------------|------------|
| ATTN: Ponnathapura Achutamurthy Commissioner for Patents U.S. Patent and Trademark Office | (571) 273-0928 | |

FROM: Robert E. Hanson**USER ID:** RH10056 **FLOOR:** 20**PHONE:** (512) 536-5308**FAX:** (512) 536-4598**RE:** SN 09/686,346**NUMBER OF PAGES WITH COVER PAGE:** 3 **Originals Will Not Follow****Message:**

Submitted for filing in patent application Serial No. 09/686,346 please find the following:

1. Response to Communication Dated February 16, 2005 and Request for Issuance of Application

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VIRGINIA VELAZQUEZ AT (512) 536-3077 AS SOON AS POSSIBLE.**

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TELEPHONE: 512.474.5201

FACSIMILE: 512.536.4598

Date: Thursday, August 11, 2005 10:24:40 AM**No. of pages (including cover):** 05**Matter No.:** 10211146**TO**

Examiner Maryam Monshipouri
U.S. Patent and Trademark Office
PHONE NO.
FACSIMILE NO. 1 571 273 0932

FROM

Robert E. Hanson
PHONE NO. (512) 536-3085

Should recipient confirm, by telephone, receipt of this facsimile transmission? No

COMMENTS:

Dear Examiner Monshipouri,

Pursuant to our discussion, attached is a copy of the papers filed
on March 24, 2005. Please call with any questions.

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PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:
Melanie H. Cobb et al.

Serial No.: 09/686,346

Filed: October 10, 2000

For: TAO PROTEIN KINASE POLYPEPTIDES
AND METHODS OF USE THEREFOR

Group Art Unit: 1652

Examiner: Maryam Monshipouri

Atty. Dkt. No.: UTSD:1276USC1

CERTIFICATE OF FACSIMILE TRANSMISSION
37 C.F.R. § 1.8

I certify that this correspondence is being transmitted to:
Attn: Ponnathapura Achutamurthy, Commissioner for
Patents, P.O. Box 1450, Alexandria, VA 22313-1450,
facsimile number (571) 273-0928, on the date below.

March 24, 2005
Date


Robert E. Hanson

**RESPONSE TO COMMUNICATION DATED FEBRUARY 16, 2005 AND REQUEST
FOR ISSUANCE OF APPLICATION**

ATTN: Ponnathapura Achutamurthy
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Commissioner:

This paper confirms a discussion held March 24, 2005 between Applicants' undersigned representative and Examiner Ponnathapura Achutamurthy regarding the basis for the withdrawal of the case from issuance and the Office Action dated February 16, 2005. Applicants learned that the case had been withdrawn from issue for an alleged failure to comply with the sequence listing requirement. However, Applicants noted that a fully compliant CRF and paper copy of the sequence listing correctly including 28 sequences was provided to the Office no later than the communication dated April 5, 2004, and that the compliance of the sequence listing had been

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confirmed by a telephone call with Mark Spencer, the United States Patent and Trademark Office sequence editor. Examiner Achutamurthy conducted a further review of the file and confirmed that Applicants have in fact complied with all of the sequence listing requirements, as both a paper copy and CRF listing 28 sequences are in the file. The Examiner indicated that the case would thus be advanced to issuance. Applicants therefore hereby respectfully request that the case be advanced to issuance on an expedited manner in order to avoid any further prosecution delay.

Applicants thank the Examiner for the time taken to resolve this issue.

It is believed that no fees under 37 C.F.R. §§ 1.16 to 1.21 are occasioned by the filing of this paper; however, should the Commissioner determine otherwise, the Commissioner is hereby authorized to deduct said fees from Fulbright & Jaworski Deposit Account No. 50-1212/UTSD:1276USC1.

Respectfully submitted,



Robert E. Hanson
Reg. No. 42,628
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 474-5201

Date: March 24, 2005

03/24/05 THU 17:11 FAX 512 536 4598

FULBRIGHT & JAWORSKI

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*** TX REPORT ***

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